

FILED

JUL 14 2005

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

No C 04-1781 FMS

**ORDER OF THE CHIEF JUDGE
RE: REASSIGNMENT OF CASES
PENDING BEFORE
THE HONORABLE FERN M SMITH**

**Because the Honorable Fern M Smith, to whom the above case was
assigned, retired effective June 30, 2005, this case is re-assigned as follows:**

**On or before July 29, 2005, the parties may select one or more of
the following magistrate judges to conduct any and all proceedings, including
trial and entry of judgment pursuant to 28 USC § 636(c)(1) :**

Honorable James Larson, Chief Magistrate Judge

Honorable Edward M Chen, Magistrate Judge

Honorable Maria-Elena James, Magistrate Judge

Honorable Elizabeth D Laporte, Magistrate Judge

Honorable Joseph C Spero, Magistrate Judge

Honorable Bernard Zimmerman, Magistrate Judge

1 Upon filing with the court a selection and consent form signed by
2 all parties (or one for each party), the case will be re-assigned to one of the
3 magistrate judges chosen by the parties. A magistrate judge selection and
4 consent form is attached for the parties' convenience.

5 In the event the parties fail timely to consent to a magistrate judge,
6 the clerk is directed to re-assign the case to a United States district judge
7 selected at random from the active and senior judges of the court.

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9 IT IS SO ORDERED.

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12 _____
13 VAUGHN R WALKER
14 United States District Chief Judge
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7 **IN THE UNITED STATES DISTRICT COURT**
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9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
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11 **Plaintiff,**

12 **v**

13 **Defendant.**
14
15 _____/

No C _____ FMS

**SELECTION OF AND CONSENT
TO PROCEED BEFORE A
MAGISTRATE JUDGE**

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17 **In accordance with the provisions of 28 USC § 636(c), all parties to this**
18 **action hereby consent to have Magistrate Judge(s) _____, or**
19 **_____, or _____ conduct any and all**
20 **further proceedings in the case, including trial, and order the entry of a final**
21 **judgment. Appeal from the judgment shall be taken directly to the United States**
22 **Court of Appeals for the Ninth Circuit.**
23
24

25 **Dated:** _____

Signature

26
27 **Counsel for _____**
(name of party, indicate plaintiff or defendant)
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United States District Court
For the Northern District of California

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Dated: _____

Signature

Counsel for _____
(name of party, indicate plaintiff or defendant)

Dated: _____

Signature

Counsel for _____
(name of party, indicate plaintiff or defendant)

Dated: _____

Signature

Counsel for _____
(name of party, indicate plaintiff or defendant)